

# EXHIBIT A

**RETURN RECEIPT (ELECTRONIC)**

**WINNERS TRANSPORTATION, LLC**  
**STE 206**  
**521 S. LA GRANGE ROAD**  
**LA GRANGE, IL 60525**

## Zone 2

8"X9" ENVELOPE  
CUT / FOLD HERE

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**SUMMONS**

STATE OF INDIANA	)	IN THE MARION SUPERIOR COURT
	) SS:	
COUNTY OF MARION	)	CAUSE NO. 49D04-2108-CT-027441
ESTATE OF BRENDEN HARPER, deceased	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
DURAN-ENRIQUEZ LUIS RAIMUNDO and	)	
WINNERS TRANSPORTATION, LLC,	)	
	)	
Defendants	)	

To: Winners Transportation, LLC  
 521 S. La Grange Road, Ste 206  
 La Grange, IL 60525  
 c/o Indiana Secretary of State per IC§34-33-3-1  
 Statehouse 201  
 Indianapolis Indiana 46204

You are hereby notified that you have been sued by the person(s) named "Plaintiff" and in the Court stated above.

The nature of the suit against you is stated in the Complaint which is attached to this Summons. It also states the relief sought or the demand made against you by the Plaintiff.

An answer or other appropriate response in writing must be filed in Court either by you or your attorney within twenty (20) days, commencing the day after you receive this Summons, (or twenty-three (23) days if this Summons was received by mail), or a Judgment by default may be rendered against you for the relief demanded by Plaintiff. Your written answer must comply with and be in the form prescribed by the Indiana Rules of Civil Procedure and the rules of the trial Court.

If you have a claim for relief against the Plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

Dated 8/24/2021

*Nathan A. Eldridge*  
 Clerk, Marion County

**(The Following manner of service of summons is hereby designated):**

XXX Through Certified Mail to the Indiana Secretary of State on Defendant  
**PLEASE SEE ABOVE**

Marc W. Matheny, Esq. #9883-49  
 Attorney at Law (#9849-49)  
 244 North College Avenue  
 Indianapolis, IN 46202  
 (317) 639-3315

Marion Circuit/Superior Courts  
 200 E. Washington Street, Suite  
 Indianapolis, IN 46204  
 (317) 237-4740



### SHERIFF'S RETURN OF SERVICE OF SUMMONS

I hereby certify that I have served this summons on \_\_\_\_\_:

(1) By delivering a copy of the Summons and a copy of the complaint to the Defendant,

\_\_\_\_\_,  
(2) By leaving a copy of the Summons and a copy of the Complaint at \_\_\_\_\_,  
which is the dwelling place or usual place of abode of and by mailing a copy of said summons to said  
Defendant at the above address.

(3) Other Service or Remarks:

Dated: \_\_\_\_\_

Sheriff's Costs: \_\_\_\_\_

Sheriff of \_\_\_\_\_ County

By: \_\_\_\_\_

### CLERK'S CERTIFICATE OF MAILING

I hereby certify that on \_\_\_\_\_, I mailed a copy of this Summons and a copy of the  
complaint to the Defendant, \_\_\_\_\_, by \_\_\_\_\_ mail, requesting a return receipt,  
at the address furnished by the Plaintiff.

Clerk, Marion County

Dated \_\_\_\_\_.

By:

Deputy

### RETURN ON SERVICE OF SUMMONS BY MAIL

I hereby certify that the attached receipt was received by me showing that the Summons and a  
copy of the Complaint mailed to Defendant \_\_\_\_\_ was accepted by the Defendant on the

\_\_\_\_\_.  
I hereby certify that the attached return receipt was received by me showing that the Summons  
and a copy of the Complaint was returned not accepted on \_\_\_\_\_.

I hereby certify that the attached return receipt was received by me showing that the Summons  
and a copy of the Complaint mailed to Defendant \_\_\_\_\_ was accepted by  
on behalf of the Defendant on \_\_\_\_\_.

Clerk, Marion County

Dated \_\_\_\_\_.

By:

Deputy

STATE OF INDIANA            )  
  ) SS:  
COUNTY OF MARION        )        CAUSE NO.

THE ESTATE OF:                                )  
BRENDEN HARPER, DECEASED                )  
                          PLAINTIFF                )  
  )  
VS.    )  
  )  
DURAN-ENRIQUEZ LUIS RAIMUNDO,            )  
                          AND,                        )  
WINNERS TRANSPORTATION, LLC.            )  
                          DEFENDANTS                )

;  
: **VERIFIED COMPLAINT FOR WRONGFUL DEATH**  
;

Plaintiff, The Estate of Brenden Harper, Heather Harper, Special Administrator, being first duly sworn, and by counsel, and for its cause of action against the Defendant, Duran-Enriquez Luis Raimundo, and Winner's Transportation, L.L.C., alleges and says:

**COUNT I**

1. Plaintiff, Brenden Harper was an adult male, who at all times herein resided in Marion County, Indiana.
2. Upon information and belief, Duran-Enriquez Luis Raimundo is an individual who at the time of the events described herein was residing in Miami, Florida.
3. On or about February 25, 2021, Brendan Harper was a passenger in a vehicle, which was traveling on I-465 at W Mile Marker 27.09, located in Indianapolis, Marion County, Indiana.
4. That then and there at the aforementioned interstate highway, the Defendant Duran-Enriquez Luis Raimundo negligently, carelessly, recklessly and without regard for the safety of

others, negligently parked his semi-truck on the shoulder of I-465 at night, leaving the vehicle for a long period of time illegally parked in violation of Indiana Code IC § 9-21-16-1 et seq. and e-CFR§399.22, as well as disregarding safety of others, and causing an road hazzard, and blocking access to vehicles traveling along the highway.

5. That Duran-Enriquez Luis Raimundo's acts were grossly negligent, careless and with reckless disregard for the safety of Brenden Harper.

6. That as a direct and proximate result of Duran-Enriquez Luis Raimundo's said act, Brenden Harper was killed. Further, that Brendan Harper's life was shortened by many decades from his life expectancy.

7. That Brenden Harper, Deceased is represented by his estate.

8. That the Estate of Brenden Harper incurred his final medical bills which were reasonable and were necessarily incurred as a result of said accident in a failed attempt to keep the decedent alive, but which failed to save Brenden Harper's life.

9. As a direct and proximate result of the conduct of Duran-Enriquez Luis Raimundo, the Estate of Brenden Harper was forced to incur the expenses of burial and / or cremation of Brenden Harper as a result of his death due to Duran-Enriquez Luis Raimundo's acts.

10. In addition, The Estate of Brenden Harper has incurred the costs of Administration of the Estate as well as reasonable attorney fees.

WHEREFORE, Plaintiff, The Estate of Brenden Harper, by counsel, prays that judgment be entered against Defendant, in an amount commensurate with its damages, that the Estate be awarded pre-judgment interest on all amounts found to be owing, that it be awarded reasonable attorneys fees, for costs, and for all other proper relief.

Respectfully Submitted,

/s/ Marc Matheny

Marc W. Matheny (#9849-49)  
Attorney at Law

## COUNT II

Plaintiff, The Estate of Brenden Harper, by counsel, and for this cause of action against the Defendant, Duran-Enriquez Luis Raimundo, alleges and says:

11. That the Plaintiff restates the allegations in rhetorical paragraphs one (1) through ten (10) of this Complaint for damages.

12. That on the date and time of the crash that killed Brendan Harper, the Defendant, Duran-Enriquez Luis Raimundo was working in the course and scope of his employment as a truck driver with Winners Transportation, LLC.

WHEREFORE, Plaintiff, The Estate of Brenden Harper, by counsel, prays that judgment be entered against Defendant, in an amount commensurate with its damages, that the Estate be awarded pre-judgment interest on all amounts found to be owing, that the Estate be awarded its reasonable costs of administration and attorneys fees, for costs, and for all other proper relief.

Respectfully Submitted,

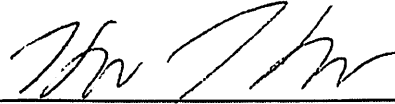
/s/ Marc W. Matheny

Marc W. Matheny (#9849-49)  
Attorney at Law  
244 North College Avenue  
Indianapolis, IN 46202  
(317) 639-3315

**Affirmation**

I affirm under the penalties of perjury that the foregoing is true and accurate to best of my information and belief.

Done this date: August 16, 2021

A handwritten signature in black ink, appearing to read 'Heather Harper', is written over a horizontal line.

The Estate of Brenden Harper by:  
Heather Harper, Special Administrator

Marc W. Matheny (#9849-49)  
Attorney at Law  
244 North College Avenue  
Indianapolis, IN 46202  
(317) 639-3315  
[mmatheny@ameritech.net](mailto:mmatheny@ameritech.net)  
[mmatheny@oblawindy.com](mailto:mmatheny@oblawindy.com)